

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA

KINSLEY CONSTRUCTION, INC.,	:	
	:	
Plaintiff,	:	
	:	
v.	:	No. 5:15-cv-05185
	:	
THE KROGER CO.,	:	
	:	
Defendant.	:	

ORDER

AND NOW, this 23rd day of September, 2016, upon consideration of Defendant's Motion for Summary Judgment, ECF No. 31, Defendant's Motion for Partial Summary Judgment, ECF No. 32, and Plaintiff's Motion for Partial Summary Judgment, ECF No. 33, and for the reasons stated in the accompanying Memorandum Opinion issued this date, **IT IS ORDERED THAT** the parties' motions for summary judgment, ECF Nos. 31, 32, and 33, are **DENIED**.

BY THE COURT:

/s/ Joseph F. Leeson, Jr.
JOSEPH F. LEESON, JR.
United States District Judge